

AMENDED IN ASSEMBLY MAY 2, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 1381

Introduced by Assembly Member Nunez

February 22, 2005

~~An act to amend Section 104575 of the Health and Safety Code, relating to nutrition. An act to amend Section 51796 of the Education Code, relating to school gardens.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1381, as amended, Nunez. ~~Nutrition: data systems: monitoring. School instructional gardens: pupil nutrition.~~

Existing law establishes the Instructional School Gardens Program for the promotion, creation, and support of instructional school gardens by eligible educational agencies, as defined.

Existing law requires that the program be administered by the State Department of Education through the allocation of one-time grants and technical assistance to applicant eligible education agencies.

Existing law authorizes the department to consult with the Integrated Waste Management Board, among others, regarding curriculum development and evaluation of any program established pursuant to the Instructional School Gardens Program.

This bill would delete this reference to the Integrated Waste Management Board.

~~The California Nutrition Monitoring Development Act of 1986 requires the State Department of Health Services to assess the availability and adequacy of existing state and local food and nutrition data systems and to outline a process for developing a prototype state-local nutrition monitoring system.~~

~~This bill would change the name of the act to the California Nutrition Act of 2005.~~

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 51796 of the Education Code is~~
2 ~~amended to read:~~
3 51796. (a) The Instructional School Gardens Program is
4 hereby established for the promotion, creation, and support of
5 instructional school gardens by eligible educational agencies.
6 The program shall be administered by the ~~State Department of~~
7 ~~Education~~ department through the allocation of grants to
8 applicant eligible education agencies and the provision of
9 technical assistance to eligible education agencies. The ~~State~~
10 ~~Department of Education~~ department may consult with the
11 ~~Integrated Waste Management Board~~ and any appropriate public
12 institution of higher education regarding curriculum development
13 and regarding the evaluation of any program established pursuant
14 to this article. Any eligible education agency interested in
15 participating in the Instructional School Gardens Program may
16 apply to the ~~State Department of Education~~ department for a
17 one-time grant.
18 (b) For purposes of this article, “eligible educational agency”
19 means any school district or county office of education.
20 (c) *The Legislature recognizes the educational value and the*
21 *nutritional value realized by the pupils who participate in the*
22 *program established pursuant to this article. The Legislature*
23 *also recognizes the program’s value in educating pupils with*
24 *respect to healthy eating habits, healthy activities, and important*
25 *life skills. It is the intent of the Legislature that the State*
26 *Department of Education continue to work in consultation with*
27 *the State Department of Health Services and also with the*
28 *Department of Food and Agriculture in order to continue to*
29 *develop the program established pursuant to this section.*
30 ~~SECTION 1. Section 104575 of the Health and Safety Code~~
31 ~~is amended to read:~~

1 ~~104575. This article shall be known and may be cited as the~~
2 ~~“California Nutrition Act of 2005.”~~

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